

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

This document relates to:

Commonwealth of Puerto Rico, *et al.*
v. Shell Oil Company, *et al.*, No. 14 Civ. 01014

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Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88

Civil Action

**NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE
UNDER FED. R. CIV. P. 41(a)(1) AS TO LYONDELL CHEMICAL COMPANY**

TO THE HONORABLE COURT:

PLEASE TAKE NOTICE that Plaintiffs, the Commonwealth of Puerto Rico and the Commonwealth of Puerto Rico through the Puerto Rico Environmental Quality Board (collectively referred to as "Plaintiffs"), by and through their undersigned counsel, respectfully submit this Notice of Voluntary Dismissal With Prejudice pursuant to Fed. R. Civ. P. 41(a)(1) as to Defendant Lyondell Chemical Company ("Lyondell").

WHEREAS Plaintiffs initially filed their Complaint on or about September 4, 2013 in the United States District Court for the District of Puerto Rico. This case was originally captioned as Civ. No. 3:13-cv-01678-ADC (this matter is hereinafter referred to as "the Litigation").

WHEREAS The Litigation is currently pending as part of a multidistrict litigation in the United States District Court for the Southern District of New York, MDL 1358 (SAS), Master File No. 1:00-1898, No. 1:14-cv-01014-SAS;

WHEREAS Lyondell has not submitted an answer or a motion for summary judgment in the Litigation;

WHEREAS Plaintiffs and Lyondell have agreed to a dismissal *with prejudice* of Lyondell from the Litigation;

IT IS HEREBY NOTICED THAT Plaintiffs dismiss Lyondell *with prejudice* from the Litigation pursuant to Fed. R. Civ. P 41(a)(1).

RESPECTFULLY SUBMITTED.

Dated: January 16, 2015

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Puerto Rico Department of Justice
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SO ORDERED:


U.S.D.J.

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1/21/15

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Notice of Voluntary Dismissal With Prejudice Under Fed. R. Civ. P. 41(a)(1)* as to Lyondell Chemical Company was electronically served this 16th day of January 2015 upon all counsel of record for Plaintiffs and Defendants in MDL No. 1358 via LexisNexis File & Serve.

s/John K. Dema